


**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

|                                     |   |   |
|-------------------------------------|---|---|
| SCIELE PHARMA, INC. <i>et al.</i> , | ) |   |
|                                     | ) |   |
| Plaintiffs,                         | ) |   |
|                                     | ) |   |
| v.                                  | ) | C.A. No. 09-037 (RBK)(JS)   |
|                                     | ) | □   |
| LUPIN LTD., <i>et al.</i> ,         | ) |  |
|                                     | ) |   |
| Defendants.                         | ) | REDACTED VERSION  |
|                                     | ) |   |




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**DECLARATION OF STEPHEN BRAUERMAN IN SUPPORT OF  
LUPIN’S REPLY BRIEF IN FURTHER SUPPORT OF ITS  
MOTION FOR PROTECTIVE ORDER CONCERNING ITS  
HIGHLY SENSITIVE COMMERCIAL INFORMATION  
INVOLVING COMMERCIAL RELATIONSHIP AND  
SETTLEMENT NEGOTIATIONS**

I, Stephen B. Brauerman, Esq., declare as follows:

1. I am a member of the bar of the State of Delaware, admitted to practice before the United States District Court for the District of Delaware, and an associate at the law firm of Bayard, P.A., counsel for Defendants Lupin Pharmaceuticals, Inc. and Lupin Ltd. (collectively, “Lupin”) in the above-captioned proceedings.

2. I submit this declaration in support of Lupin’s Reply Brief in Further Support of its Motion for a Protective Order Concerning its Highly Sensitive Commercial Information Involving Commercial Relationships and Settlement Negotiations.

3. Attached as Exhibit A is a true and accurate copy of a document produced by Plaintiffs as    
 Bates numbered SHIO 019365-87.

4. Attached as Exhibit B is a true and accurate copy of a document produced by Plaintiffs as the [REDACTED]” Bates numbered SHIO 019388-408.

5. Attached as Exhibit C is a true and accurate copy of Lupin Defendants’ Objections and Responses to Shionogi’s Second Set of Requests for the Production of Documents and Things, dated March 15, 2012.

DATED: May 7, 2012

By: /s/ Stephen B. Brauerman (sb4952)

Redacted Version Filed on July 27, 2012